



# EXECUTIVE ORDER 13,392

IMPROVING AGENCY  
DISCLOSURE OF  
INFORMATION

# EO 13,392

- OMB Reintroduces EO Nov 05
- DoD level only
- Comments submitted
- EO 13,392 issued Dec 14, 2005



# EO 13,392 Becomes A Reality



- Executive Order introduction is a surprise to some agencies
- States that a citizen-centered and results-oriented approach will help avoid disputes and related litigation
  - Reflection of current management trends

# EO 13392-A Reality



- Better Service to Requesters
- Service Centers and Public Liaisons seen as alternatives to S.0394 establishment of “Office of Government Information Services”
- Alternative to Proposed Legislation?
  - S.0394 still an active proposal

# EO 13,392 Requirements



- Name Agency Chief FOIA Officers (ACFO) by Jan 14, 2006
- Agencies will establish one or more FOIA Service Centers as first point of contact for requesters
- ACFO will designate one or more FOIA Public Liaisons as FOIA supervisory officials

# EO 13,392 Requirements



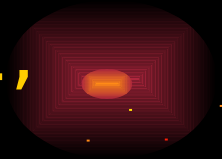
- ACFO will consider additional FOIA related public assistance to be given
- Agencies shall use, as appropriate, existing staff and resources, but shall have “appropriate staff”
- Information on Centers will be posted on agency websites

# EO 13,392 Requirements



- Review conducted by ACFO of agency's FOIA operations
- Plan ACFO will develop an agency specific plan to improve the FOIA process and address backlogs
- Report Head of Agency will submit a report to AG and OMB by June 14, 2006

# DoD Implementation of EO 13,392



- DepSecDef names Mr. Michael Donley, DA&M as ACFO on Jan 11, 2006.
  - DA&M will oversee establishment of Service Centers and Liaison Offices and development of plan
  - DoD Components “shall commit adequate resources” to Centers and Liaison Offices



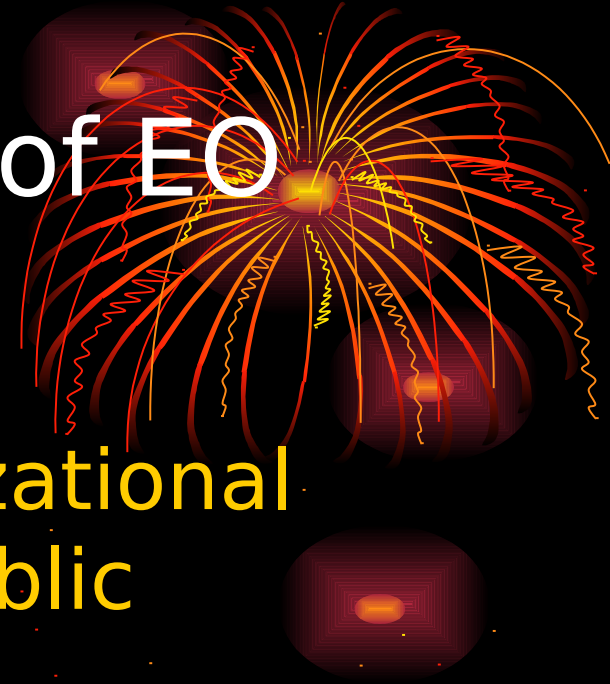
# DoD Implementation of EO 13,392

- DA&M Issues Guidance on Feb 1, 2006
  - EO requires higher degree of senior leader oversight on FOIA
  - DoD programs have been under-emphasized and inadequately staffed
  - Establishes Defense FOI Policy Office (DFOIPO) as action agent for EO



# DoD Implementation of EO 13,392

- Phase I: Establish organizational structure and increase public awareness
- Phase II: Review current FOIA operations and develop plan for improvement
- Phase III: Improve FOIA services and eliminate or reduce backlog



# DoD Implementation of EO 13,392



- FOIA Requester Service Centers
  - DoD components shall establish one or more Centers to serve as initial points of contact
  - DoD Components shall have their FOIA Requester Service Centers designated and operational by March 1, 2006

# DoD Implementation of EO 13,392



- FOIA Public Liaisons
  - Supervisory personnel in addition to personnel serving in Service Centers
  - One or more individuals designated to ACFO as Public Liaisons-posted on websites
  - 16 Public Liaisons with major components having option to designate more

# DoD Public Liaisons



- DoD component Chief Public Liaisons should be staffed at GS-15/06 level
- DoD Public Liaisons should have appropriate knowledge of FOIA
- Appropriate to designate current FOIA policy Chiefs as Public Liaisons and upgrade billet

# DoD Implementation of E013,392



- Review, Plan and Report
  - DoD components will conduct review of FOIA operations and submit results to DFOIPO by May 1, 2006.
  - DFOIPO will lead the DoD effort with Component support essential
  - DFOIPO will issue further guidance

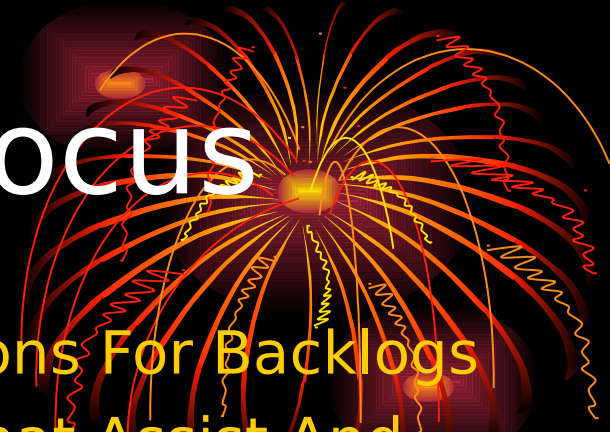
# EO 13392 DFOIPO Guidance



- Memo Out 10 Feb 2006
- DFOIPO Established With Personnel Serving Concurrently
- Components To Respond To DFOIPO By May 1, 06
- Review Will Forward Information On Six Areas

# EO 13392 Review Focus Areas

- Review Processes To Determine Reasons For Backlogs
- Review Customer Service Practices That Assist And Informs Public About FOIA Processes
- Review Current Information Technology Systems Used For FOIA Processing
- Review Current Resources Committed To FOIA Operations
- Review Use Of FOIA Websites to Make Information Available to The Public
- Recommendations to Improve Shortfalls Associated With The Above





# EO 13,392 Questionnaire



- DFOIPO Develops Questionnaire To Capture Six Focus Areas
- Instructions For Use Will be Given